

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Legislative Session
915 Emmet Street- Petoskey, Michigan 49770
June 27, 1999 – 9:00 a.m.

Closed Session : Yes to discuss Personnel & Legal issues

Called to Order : The Legislative Session of the Little Traverse Bay Bands of Odawa Indians Tribal Council was Called to Order at 9:24 a.m., on June 27, 1999 by Chairman Frank Ettawageshik.

Opening Ceremony : Opening Ceremony was conducted by Councilor Yellowbank.

Councilor Present : Chairman Ettawageshik, Treasurer Shananaquet, Councilor Anthony, Councilor Yellowbank and Councilor Gasco - Quorum established

Council Absent : Vice-Chair Oldman arrived 9:40 a.m. and Secretary Laughlin arrives 10:02 a.m..

Staff Present : Albert Colby, Jr., Bryan Gillett, Bryan (Sonny) Miller, Jeffrey Cobe, Dora L. Willis, Arlene Naganashe, Gerald Chingwa, Melissa Laughlin, Dawn Shenoskey, & Mary Roberts

Guests Present : See attached list

Agenda :

Motion was made by Councilor Anthony and **Seconded** by Councilor Oldman to accept as amended.

Vote : 6 – Yes 0 - No 0 - Abstained 1 – Absent (Laughlin)
Motion Carried

Set Time for Adjournment :

Motion was made by Councilor Anthony and Seconded by Councilor Yellowbank to Conclude (Adjourn) the meeting at 6:00 p.m.

Vote : 4 – Yes 2 – No (Ettawageshik & Oldman) 0 – Abstained
1 – Absent (Laughlin) **Motion Carried**

MINUTES :

Motion was made by Councilor Yellowbank and **Seconded** by Councilor Oldman to accept the Minutes of May 23, 1999 as amended.

Vote : 6 – Yes 0 – No 1 – Abstained Motion Carried

Motion was made by Councilor Yellowbank and **Seconded** by Councilor Gasco to Approve the minutes of June 13, 1999 with corrections.

Vote : 7 – Yes 0 – No 0 – Abstained Motion Carried

Gaming Administration :

Chief Executive Officer needs a letter of intent from Michael Skippergosh for Gaming Administration Commission appointment. Mr. Skippergosh was appointed with out a letter of intent to serve on Gaming Administration.

Recess :

Recess was Called for at 10:38 a.m. Meeting reconvened at 10:50 a.m.

Telephone Polling of Tribal Council :

Motion was Made by Councilor Oldman and **Seconded** by Councilor Anthony to accept the failed phone poll dated April 21, 1999 into the Minutes regarding the National Indian Gaming Association stipend payment for Councilor Laughlin.

Vote : 7 – Yes 0 – No 0 – Abstaining Motion Carried

Motion was Made by Councilor Yellowbank and **Seconded** by Councilor Shananaquet to accept the phone poll dated April 21, 1999 for U.S. v Michigan negotiations travel reimbursement for Wesley Andrews and Gerald Chingwa.

Vote : 7 – Yes 0 – No 0 – Abstaining Motion Carried

Public Comment :

Comment period opened at 10:59 a.m. – Comment period closed at 11:46 a.m.

Request was made by Albert Colby Jr., Maurice Fields, and John Keshick Jr. to rescind the phone poll dated 06/21/99 regarding U.S. v Michigan.

Legislative Issue's

1
2 ***Liquor Control Statute :***
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4

5 **Motion** was made by Councilor Gasco and **Seconded** by Councilor Oldman to
6 place Liquor Control Statute on the Legislative Calendar.
7

8 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
9

10 **Motion** was made by Councilor Anthony and **Seconded** by Councilor
11 Yellowbank to take the Liquor Control Statute up to immediate action.
12

13 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
14

15 **Motion** was made by Councilor Gasco and **Seconded** by Councilor Oldman to
16 adopt Liquor Control Statute and Resolution 06279901 enactment of Liquor
17 Control Statute.
18

19 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
20
21

22 ***Recess for Lunch :***
23
24

25 Recess was called for at 12:00 Noon and reconvened at 12:49 p.m.
26
27

28 ***Gaming Administration Statute :***
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31 **Motion** was made by Councilor Gasco and **Seconded** by Councilor
32 Shananaquet to place Waganakising Odawa Statute Gaming Administration on
33 the Legislative Calendar.
34

35 **Vote :** 7 – Yes 0 – No 0 - Abstaining **Motion Carried**
36
37

38 **Motion** was made by Councilor Anthony and **Seconded** by Councilor
39 Yellowbank to bring the Gaming Administration Statute up for immediate
40 consideration.
41

42 **Vote :** 6 – Yes 1 – No (Laughlin) 0 – Abstaining **Motion**
43 **Carried**
44

45 **Motion** was made by Councilor Yellowbank and **Seconded** by Councilor
46 Anthony to Adopt Waganakising Odawa Gaming Administration Statute.

Vote : 4 – Yes 3 – No (Laughlin, Oldman & Shananaquet)
 0 – Abstaining **Motion Carried**

Great Lakes Protection Statute :

Motion was made by Councilor Anthony and **Seconded** by Councilor Yellowbank to adopt the Great Lakes Protection Statute as recorded on Legislative Calendar and recommended by the Natural Resource Commission with the addition of ___?___ clause and immediate effective date as marked up today.

Vote : 7 – Yes 0 – No 0 – Abstaining **Motion Carried**

Election Statute :

Motion was made by Councilor Yellowbank and **Seconded** by Councilor Anthony to place Election Statute on the July legislative calendar.

Vote : 6 – Yes 0 – No 0 – Abstaining 1 – Absent (Shananquet)
 Motion Carried

Education Commission Statute :

Motion was made by Councilor Yellowbank and **Seconded** by Councilor Gasco to postpone the Education Commission Statute until the July 25th Legislative Meeting.

Vote : 7 – Yes 0 – No 0 – Abstaining **Motion Carried**

Contractual Agreement :

Motion was made by Councilor Shananaquet and **Seconded** by Councilor Oldman to approve the vision care contract with Dr. O'Brian as presented.

Vote : 6 – Yes 1 – No (Laughlin) 0 – Abstaining **Motion Carried**

1
2 ***Health Employee Request for Education Release :***
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5 **Motion** was made by Councilor Shananaquet and **Seconded** by Councilor
6 Anthony to authorize the Health Director to accept scholarship funds for Maternal
7 Child Health Nurse, when award is received a budget modification will be
8 necessary to appropriate funds.
9

10 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
11
12

13 ***Deputation Agreement with Bureau of Indian Affairs :***
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16 **Motion** was made by Councilor Shananaquet and **Seconded** by Councilor
17 Laughlin to adopt Resolution 06279902; Deputation agreement with B.I.A.
18

19 **Vote :** 7 – Yor 0 – No 0 – Abstaining **Motion Carried**
20
21

22 ***Law Enforcement Budget Modification :***
23
24

25 **Motion** was Made by Councilor Shananaquet and **Seconded** by Councilor
26 Laughlin to approve the Law Enforcement Budget modification # 3 for the Fiscal
27 1999 Program year.
28

29 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
30
31

32 ***Law Enforcement Training Proposal :***
33
34

35 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor
36 Shananaquet to authorize up to \$3,000.00 from the Development Account for
37 D.S.O. Training by B.T. Baker for the Law Enforcement Department.
38

39 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
40
41

42 ***NAHASDA Indian Housing Plan FY'99 :***
43
44

1 **Motion** was made by Councilor Oldman and **Seconded** by Councilor Anthony to
2 approve the NAHASDA Indian Housing Plan for FY'99 subject to the approval of
3 the LTBB Housing Commission signing off on the plan.

4
5 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
6

7
8 ***FY'2000 Tribal Budget :***
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11 **Motion** was made by Councilor Shananaquet and **Seconded** by Councilor
12 Oldman to Adopt FY'2000 Tribal Budget as presented and marked up at this
13 meeting.

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15 **Vote :** 7 – Yes 0 – No 0 – Abstaining **Motion Carried**
16

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18 ***Odawa Homecoming Pow-wow Committee Request :***
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21 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor
22 Yellowbank to approve \$12,240.00 from the Development Account as a loan to
23 the Odawa Homecoming Pow-wow Committee with the stipulation that it be paid
24 back after completion of the 1999 pow-wow.

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26 **Vote :** 6 – For 0 – No 1 – Absent **Motion Carried**
27

28
29 ***Appointment to the Economic Development Commission :***
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32 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor Anthony to
33 appoint Frank Ettawageshik to the Economic Development Commission for a
34 term of three (3) years from the effective date of June 27, 1999.

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36 **Vote :** 5 – Yes 0 – No 1 – Abstained 1 – Absent (Shananaquet)
37 **Motion Carried**
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40 ***Enrollment Department Request :***
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43 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor Anthony to
44 approve enrollment List A dated June 02, 1999.

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46 **Vote :** 6 – Yes 1 – No (Shananaquet) 0 – Abstained

1 **Motion Carried**

2
3 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor Anthony to
4 accept List B dated June 02, 1999.

5
6 **Vote :** 6 – Yes 1 – No (Shananaquet) 0 – Abstained **Motion**
7 **Carried**

8
9 **Motion** was made by Councilor Anthony and **Seconded** by Councilor Laughlin to
10 adopt List A dated June 14, 1999.

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12 **Vote :** 6 – Yes 1 – No (Shananaquet) 0 – Abstained **Motion**
13 **Carried**

14
15 **Motion** was made by Councilor Yellowbank and **Seconded** by Councilor Oldman
16 to adopt List B dated June 14, 1999.

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18 **Vote :** 6 – For 1 – No (Shananaquet) 0 – Abstained **Motion**
19 **Carried**

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21
22 ***Building Lease Agreement (924 Emmet Street) :***

23
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25 **Motion** was made by Councilor Gasco and **Seconded** by Councilor Oldman to
26 Approve the lease agreement for 924 Emmet Street as presented.

27
28 **Vote :** 7 – For 0 – No 0 – Abstained **Motion Carried**

29
30
31 ***Environmental Protection Agency Proposal :***

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34 **Motion** was made by Councilor Gasco and **Seconded** by Councilor Yellowbank
35 to adopt Resolution 06279903 in support of authorization for Section 104 Clen
36 Water Act program application to E.P.A.

37
38 **Vote :** 7 – For 0 – No 0 – Abstained **Motion Carried**

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41 ***Regulatory Commission Resignation Consideration :***

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44 **Motion** was made by Councilor Anthony and **Seconded** by Councilor Oldman to
45 accept letter dated June 25, 1999 from John A. Bott Sr. regarding Regulatory
46 Commission appointment and subsequent resignation.

1 **Vote :** 7 – For 0 – No 0 – Abstaining **Motion Carried**

2
3
4 ***Trust Fund Board Appointment :***

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7 **Motion** was made by Councilor Yellowbank and **Seconded** by Councilor
8 Anthony to appoint Nancy Wanshon to the Trust Fund Board for a term of
9?

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11 **Vote :** 7 – For 0 – No 0 – Abstaining **Motion Carried**

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14 ***Department of Justice – Tribal Youth Program :***

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17 **Motion** was made by Councilor Laughlin and **Seconded** by Councilor
18 Yellowbank to adopt Resolution 06279904 support of Tribal Youth program
19 proposal.

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21 **Vote :** 7 – For 0 – No 0 – Abstaining **Motion Carried**

22
23
24 ***Establishment of Stipend Amount for -----Commission :***

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27 **Motion** was made by Councilor Oldman and **Seconded** by Councilor Laughlin to
28 approve the stipend amount for ----?---Commission in the amount of \$ 50.00 per
29 meeting.

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31 **Vote :** 7 – For 0 – No 0 – Abstaining **Motion Carried**

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34 ***Extension of Time for Meeting Adjournment :***

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37 **Motion** was made by Councilor Oldman and **Seconded** by Councilor Anthony to
38 approve the extension for adjournment of meeting from 6:00 p.m. by fifteen (15)
39 minutes.

40
41 **Vote :** 5 – For 2 – No (Laughlin & Shananaquet) 0 – Abstaining
42 **Motion Carried**

43
44
45 ***Enactment of NORAM Documents :***

Motion was made by Councilor Laughlin and **Seconded** by?....to approve Resolution 06279905 authorizing signing of NORAM Documents.

Vote: **4** – Yes **1** – No (Shananaquet) **2** – Abstaining (Gasco & Anthony) **Motion Carried**

Motion was made by Councilor Anthony and **Seconded** by Councilor Oldman to adopt Resolution 06279906 to revise Mackinaw City Documents with NORAM.

Vote : **6** – For **1** – No (Shananaquet) **0** – Abstaining **Motion Carried**

Extension of Time for Meeting Adjournment :

Motion was made by Councilor Yellowbank and **Seconded** by Councilor Shananaquet to extend the meeting for another fifteen (15) minutes.

Vote : **6** – Yes **1** – No (Laughlin) **0** – Abstaining **Motion Carried**

Closed Session :

Motion was made by Councilor Anthony and **Seconded** by Councilor Shananaquet to enter into Closed Session to discuss Personnel and Legal Issues.

Vote : **?** – Yes **?** – No **?** – Abstaining **Motion Carried**

Appointment to Gaming Regulatory Commission :

Motion was made by Councilor Gasco and **Seconded** by Councilor Yellowbank to appoint Dexter McNamara to Gaming Regulatory Commission for a two (2) year term.

Vote : **7** – Yes **0** – No **0** – Abstaining **Motion Carried**

Adjournment :

Motion was made by Councilor Anthony and **Seconded** by Councilor Shananaquet to adjourn the Legislative Session of June 27, 1999 at 6:59 p.m.

Vote : **7** – Yes **0** – No **0** – Abstaining **Motion Carried**

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These minutes have been read and approved as written :

Barry Laughlin, Tribal Council Secretary

Date